1 Robert J. Carlson, WSBA #18455 LEE & HAYES, P.C. 701 Pike Street, Ste. 1600 Seattle, WA 98101 3 Telephone: (206) 315-4001 4 carlson@leehayes.com 5 Caleb Hatch, WSBA #51292 LEE & HAYES, P.C. 601 W. Riverside Ave. Suite 1400 7 Spokane, WA 99201 Telephone: (509) 324-9256 caleb.hatch@leehayes.com 9 Attorneys for Plaintiff 10 Heather C. Yakely, WSBA #28848 Evans, Craven & Lackie, P.S. 11 818 W. Riverside Ave., Suite 250 12 | Spokane, WA 99201 Telephone: (509) 455-5200 13 hyakely@ecl-law.com Attorney for Defendants 14 15 Matthew Z. Crotty, WSBA #39284 Riverside Law Group, PLLC 16 905 W. Riverside Ave. Ste. 404 Spokane, WA 99201 17 Telephone: (509) 850-7011 mzc@riverside-law.com 18 Attorney for Defendant Amelia Clark 19 20 21 22

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## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

ROBERT B. LUTZ, MD, MPH, a married man,

No. 2:22-cv-00028-MKD

Plaintiff,

Plainti

v.

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SPOKANE REGIONAL HEALTH DISTRICT, a Washington State local public health agency; and AMELIA CLARK, an individual,

Defendants.

THIRD JOINT STATUS REPORT

Pursuant to the Court's Order extending the stay imposed by the Court until after the judicial settlement conference [ECF No. 35], the Parties jointly submit this status report regarding the settlement process.

The Court previously granted the Parties' request to stay all deadlines and further process in the case to avoid expenditure of unnecessary costs and resources pending the settlement conference. ECF No. 32 The settlement conference was originally set for February 23, 2023 with Magistrate Judge James A. Goeke; but was rescheduled for March 15, 2023.

The Parties met with Judge Goeke for the settlement conference on March 15, 2023. The Parties reached a partial settlement only with respect to Defendant Clark, in her individual capacity. The Parties will submit a joint stipulation of dismissal of Defendant Clark from this action; which dismissal has no effect on Plaintiff's claims against SRHD, all of which remain.

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## 1 RESPECTFULLY SUBMITTED this 29th day of March, 2023. 2 s/ Heather C. Yakely (with permission) s/ Caleb Hatch 3 Caleb Hatch, WSBA # 51292 Heather C. Yakely, WSBA #28848 LEE & HAYES, P.C. Evans, Craven & Lackie, P.S. 601 W. Riverside Ave. Suite 1400 818 W. Riverside Ave., Suite 250 Spokane, WA 99201 Spokane, WA 99201 Telephone: (509) 324-9256 Fax: (509) 323-8979 Telephone: (509) 455-5200 Email: caleb.hatch@leehayes.com hyakely@ecl-law.com 6 Attorney for Defendants Robert J. Carlson, WSBA #18455 7 LEE & HAYES, P.C. s/ Matthew Z. Crotty (with permission) 701 Pike Street, Ste. 1600 Seattle, WA 98101 Matthew Z. Crotty, WSBA #39284 Telephone: (206) 315-4001 Riverside Law Group, PLLC Fax: (509) 323-8979 905 W. Riverside Ave. Ste. 404 Email: carlson@leehayes.com Spokane, WA 99201 10 Telephone: (509) 850-7011 Attorneys for Plaintiff mzc@riverside-law.com 11 Attorney for Defendant Amelia Clark 12 13 14 15 16 17 18 19 20 21 22 23

Telephone: (509) 324-9256 Fax: (509) 323-8979

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## **CERTIFICATE OF SERVICE**

I hereby certify that on the 29th day of March, 2023, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system which in turn automatically generated a Notice of Electronic Filing (NEF) to all parties in the case who are registered users of the CM/ECF system. The NEF for the foregoing specifically identifies recipients of electronic notice.

s/ Caleb Hatch

Caleb Hatch, WSBA #51292 Lee & Hayes, P.C. 601 W. Riverside Ave., Ste. 1400 Spokane, WA 99201 Telephone: (509) 324-9256 Facsimile: (509) 323-8979

Attorneys for Plaintiff

caleb.hatch@leehayes.com

THIRD JOINT STATUS REPORT

LEE & HAYES, P.C. 601 West Riverside Avenue, Suite 1400 Spokane, Washington 99201

Telephone: (509) 324-9256 Fax: (509) 323-8979